

TETON DISTRICT PUBLIC HEALTH ORDER #21-1

MORE RESTRICTIVE VARIANCE TO STATEWIDE PUBLIC HEALTH ORDER #1, REGARDING CLOSURE TIMES FOR CERTAIN BUSINESSES, AND REGARDING THE SIZE OF FITNESS CLASSES

WHEREAS, Dr. Travis Riddell, MD, MPH serves as the Teton District Health Officer pursuant to Wyoming Statute § 35-1-306(a); and

WHEREAS, Teton County and the City of Jackson have formed the Teton Health District which encompasses all of Teton County, Wyoming, including the City of Jackson, a Wyoming Municipality; and

WHEREAS, Wyoming Statute § 35-1-240(a)(i), (ii), (iii), and (iv) gives the power to the Wyoming Department of Health, through the State Health Officer, or under her direction and supervision, or through the other employees of the Wyoming Department of Health to control the causes of communicable disease; to close theaters, schools, and other public places; and to forbid gatherings of people when necessary to protect public health; and

WHEREAS, as evidenced by her signature below, Alexia Harrist, MD, Ph.D., the Wyoming State Health Officer, has reviewed and does hereby authorize the issuance of this Variance Order by Dr. Travis Riddell, the Teton District Health Officer, and the State Health Officer, Dr. Alexia Harrist, also specifically makes the finding that this Order is in conformity with the protection of the public health; and

WHEREAS, the State Health Officer has issued Statewide Public Health Order #1; and

WHEREAS, Statewide Public Health Order #1 is specifically titled: *Twentieth Continuation and Modification, of Statewide Public Health Order Regarding Bars, Restaurants, Theaters, Gymnasiums, Child Care Facilities, K-12 Schools, Colleges, Universities, and Trade Schools*. Statewide Public Health Order #1 has been extended twenty times since its original release on March 20, 2020, and is set to expire on February 14, 2021. Statewide Public Health Order #1 allows for a County Health Officer to request a less restrictive or more restrictive variance to the order under Paragraph 11; and

WHEREAS, the eighteenth iteration of Statewide Public Health Order #1 required bars and restaurants to close operations to onsite consumption of food and beverages from 10:00 p.m. to 5:00 a.m., and group workout classes were limited to 10 participants; and

WHEREAS, the nineteenth iteration of Statewide Public Health Order #1 removed the requirement for bars and restaurants to close operations to onsite consumption from 10:00 p.m. to 5:00 a.m. and increased the number of participants in a group workout class from 10 to 25; and

WHEREAS, the Wyoming Department of Health has issued data-driven decision- making metrics to inform public health orders that include the following: Number of reported laboratory-confirmed cases per 100,000 population in the previous 14 days, percent of tests that are positive in the previous 14 days, the presence of COVID-19 outbreaks in communal settings, and the number of active cases. Reported COVID-19 hospitalizations, reported hospital bed capacity, ICU bed availability, COVID-19 testing volume, testing capacity, PPE supplies, the numbers of reported and active probable cases, and the number of COVID-19 associated deaths will also be considered; and

WHEREAS, as of January 21, 2021, the number of laboratory-confirmed positive cases in Teton County is 2,774 with 2,475 laboratory-confirmed recovered cases. As of January 21, 2021, the number of probable cases in Teton County is 73 with 69 probable recovered cases. There have been 5 COVID-19 associated deaths in Teton County. Thus, there are presently 295 active laboratory-confirmed cases and 3 active probable cases in Teton County; and

WHEREAS, as of January 21, 2021, the rate of newly reported laboratory confirmed cases in Teton County over the previous 14 days is 2,097 cases per 100,000 population; and

WHEREAS, as of January 21, 2021, the percent of tests that are positive over the previous 14 days is 9.8%; and

WHEREAS, the B.1.1.7 variant of SARS-CoV-2, which spreads more easily and quickly than other variants, has been detected in Teton County; and

WHEREAS, Teton County is currently experiencing a surge of new cases of COVID-19 and this more restrictive variance would assist in decreasing the number of active COVID-19 cases by closing bars and restaurants for onsite consumption from 10:00 p.m. to 5:00 a.m. and to decrease the size of group workout classes from 25 back down to 10.

NOW, THEREFORE, IT IS HEREBY ORDERED, that persons within Teton County, Wyoming, including the City of Jackson, Wyoming, shall comply with **Statewide Public Health Order #1** *(Twentieth Continuation and Modification, of Statewide Public Health Order #1 Regarding Bars, Restaurants,*

Theaters, Gymnasiums, Child Care Facilities, K-12 Schools, Colleges, Universities, and Trade Schools) with the following exceptions:

- 1) Under Paragraph 2 of Statewide Public Health Order #1, provisions "q," "r," and "s" are inserted and shall read as follows:

q. The business shall close operations for on-premises consumption from 10:00 p.m. to 5:00 a.m.; and

r. The business may continue to provide take-out and delivery options, if authorized by law, from 10:00 p.m. to 5:00 a.m.; and

s. Restaurants in travel centers or truck stops may continue to operate for on-premises consumption from 10:00 pm to 5:00 am, if authorized by law.

- 2) Under Paragraph 3 of Statewide Public Health Order #1, provision "h" is amended to read:

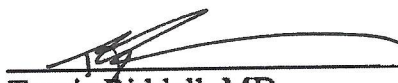
h. Group workout classes shall be limited to 10 participants.

IT IS FURTHER ORDERED, that the District Health Officer may grant exceptions to this Order on a case by case basis after evaluating the request and obtaining approval from the State Health Officer; and

IT IS FURTHER ORDERED, that this Variance Order shall remain in effect through February 14, 2021, or until such time as the Teton District Health Officer, with State Health Officer approval, issues an Order revoking or modifying this Order, whichever comes first; and


IT IS FURTHER ORDERED, that any person or legal entity that violates this Order may be subject to criminal prosecution under Wyoming Statutes § 35-1-105 and 35-1-106.

DATED THIS 26 DAY OF January, 2021.


Travis Riddell, MD
Teton District Health Officer

Direction to Issue Order

I, Alexia Harrist, MD, Ph.D., the Wyoming State Health Officer, hereby state that I have reviewed the above Order and hereby direct, pursuant to Wyoming Statutes §§ 35-1-227 and 35-1-240(a)(i) (ii), (iii), and (iv), the Teton District Health Officer to issue the above Variance Order, in Teton County, Wyoming, including the City of Jackson. As the State Health Officer, I specifically find that this Order is in conformity with the protection of public health. I will reassess the necessity of this Order as appropriate to do so and according to accepted epidemiological and medical standards.



Alexia Harrist, MD, PhD
Wyoming State Health Officer